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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

| | | |
|------------------------------|---|-------------------------|
| UNITED STATES OF AMERICA and |) | |
| CHUNG NGO, Revenue Agent, |) | NO. CV 10-1277 EMC |
| |) | |
| Petitioners, |) | |
| |) | |
| v. |) | NOTICE OF DISMISSAL AND |
| |) | <u>[PROPOSED] ORDER</u> |
| RICHARD IVALDI, |) | |
| |) | |
| Respondent. |) | |

Petitioners, United States of America and Chung Ngo, Revenue Agent, hereby advise the Court that respondent, Richard Ivaldi, has provided the IRS with sufficient records such that it no longer seeks enforcement of the subpoena. Accordingly, the United States of America asks that this matter be dismissed pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure.

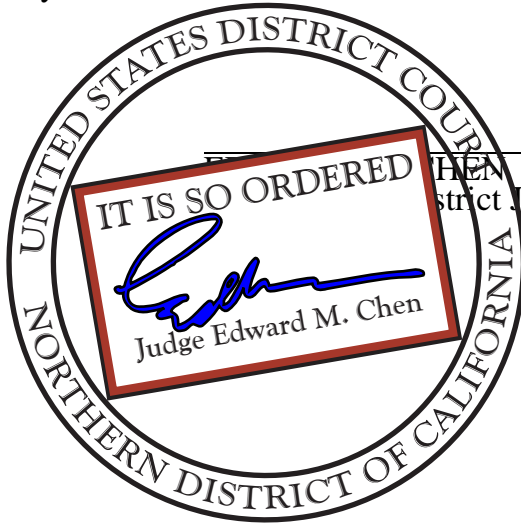
MELINDA HAAG
 United States Attorney

/s/ Cynthia Stier
 CYNTHIA STIER
 Assistant United States Attorney
 Tax Division

ORDER

Upon the request of the petitioners and pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, this action is hereby dismissed.

ORDERED this 11th day of January, 2012, at San Francisco, California.



District Judge